

CLOSED, CONSENT, E-FILE PROJECT, PRISONER

**United States District Court
Eastern District of Wisconsin (Milwaukee)
CIVIL DOCKET FOR CASE #: 2:18-cv-00346-DEJ**

Jackson v. Sessions et al
Assigned to: Magistrate Judge David E Jones
Cause: 05:552 Freedom of Information Act

Date Filed: 03/06/2018
Date Terminated: 04/02/2019
Jury Demand: None
Nature of Suit: 540 Mandamus & Other
Jurisdiction: Federal Question

Plaintiff

Christopher L Jackson

represented by **Christopher L Jackson**
428380
Waupun Correctional Institution
PO Box 351
Waupun, WI 53963-0351
PRO SE

V.

Defendant

Jefferson Beauregard Sessions, III

represented by **Christian R Larsen**
United States Department of Justice
(ED-WI)
Office of the US Attorney
517 E Wisconsin Ave – Rm 530
Milwaukee, WI 53202
414-297-1581
Fax: 414-297-4394
Email: chris.larsen@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Federal Bureau of Investigation

represented by **Christian R Larsen**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/06/2018	<u>1</u>	PRISONER PRO SE COMPLAINT against Federal Bureau of Investigation, Elizabeth M Monfils filed by Christopher L Jackson. (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C, # <u>3</u> Exhibit D)(kah) Modified on 4/13/2018 (kah). (Entered: 03/07/2018)
03/07/2018	<u>2</u>	LETTER from the clerk to Plaintiff requesting that the consent/refusal form to Magistrate Judge David E Jones, IFP or filing fee and Trust Account Statement be filed within 21 days. (kah)
03/15/2018	<u>3</u>	CONSENT to Jurisdiction by US Magistrate Judge by Christopher L Jackson. (amb)
03/15/2018	<u>4</u>	MOTION for Leave to Proceed Without Prepayment of the Filing Fee by Christopher L Jackson. (amb)
03/15/2018	<u>5</u>	Prisoner Trust Fund Account Statement by Christopher L Jackson. (amb)
04/13/2018	<u>6</u>	ORDER that on or before 5/4/18 plaintiff shall forward to the Clerk of Court the sum of \$ 103.86 as an initial partial filing fee in this action signed by Magistrate Judge David E Jones on 4/13/18. (cc: all counsel – via US Mail to Plaintiff and Warden, DCI)(kah)
04/16/2018	<u>7</u>	REQUEST to status update of case AND REQUEST for court to hold in-camera review by Christopher L Jackson. Sent copy of docket sheet to plaintiff via US Mail.

		(amb) (Main Document 7 replaced on 4/17/2018) (kah).
04/30/2018		INITIAL PARTIAL FILING FEE Received: \$103.86, receipt number MK4689-071599. ; the payment of all future filing fees will be maintained by the financial department (jcl) (Entered: 05/01/2018)
05/04/2018	<u>8</u>	SCREENING ORDER signed by Magistrate Judge David E Jones on 5/3/18 GRANTING <u>4</u> Motion for Leave to Proceed Without Prepayment of the Filing Fee. FURTHER ORDERED that pursuant to 28 U.S.C. § 1915(d) and Federal Rule of Civil Procedure 4, the United States Marshals Service shall serve a copy of the Complaint, a waiver of service form and/or the summons, and this Order upon the defendants. (cc: all counsel – via US Mail to Plaintiff and Warden, DCI) (kah)
05/07/2018	<u>9</u>	NOTICE of Change of Address as to Christopher L Jackson to Waupun Correctional Institution (REMAILED <u>8</u> Screening Order to Plaintiff and Warden, WCI and mailed copy of docket) (Attachments: # <u>1</u> Envelope)(kah) Modified on 5/8/2018 (kah). (Entered: 05/08/2018)
05/08/2018	<u>10</u>	TRANSMIT Summons, Complaint, Order, Consent/Refusal form to US Marshals for service upon all defendants (including Atty General & US Atty). (kah) Modified on 5/15/2018 (kah).
05/09/2018	<u>11</u>	LETTER from the Clerk to Christopher L Jackson regarding the Prisoner E–Filing Program. (cc: All Counsel) (Attachments: # <u>1</u> Prisoner E–Filing Information Packet)(tlf)
06/04/2018	<u>12</u>	MOTION to Amend Complaint by Christopher L Jackson. (Attachments: # <u>1</u> Proposed Amended Complaint)(blr) (Entered: 06/05/2018)
06/04/2018	<u>13</u>	Rule 7(h) Expedited Non–Dispositive MOTION to Compel by Christopher L Jackson. (Attachments: # <u>1</u> Exhibit – Notice of Hearing)(blr) (Entered: 06/05/2018)
06/07/2018	<u>14</u>	NOTICE of Appearance by Christian R Larsen on behalf of Federal Bureau of Investigation, Elizabeth M Monfils. Attorney(s) appearing: Chris R. Larsen (Larsen, Christian)
06/07/2018	<u>15</u>	Consent to Jurisdiction by US Magistrate Judge by Federal Bureau of Investigation, Elizabeth M Monfils. (Larsen, Christian)
06/07/2018	<u>16</u>	MOTION to Dismiss Party <i>Defendant Elizabeth M. Monfils</i> by Federal Bureau of Investigation, Elizabeth M Monfils. (Larsen, Christian)
06/07/2018	<u>17</u>	BRIEF in Support filed by Federal Bureau of Investigation, Elizabeth M Monfils re <u>16</u> MOTION to Dismiss Party <i>Defendant Elizabeth M. Monfils</i> . (Larsen, Christian)
06/07/2018	<u>18</u>	CERTIFICATE OF SERVICE by Federal Bureau of Investigation, Elizabeth M Monfils (Larsen, Christian)
06/08/2018		Consent to Magistrate Judge Jurisdiction (kah)
06/12/2018	<u>19</u>	RESPONSE to Motion filed by Federal Bureau of Investigation, Elizabeth M Monfils re <u>13</u> MOTION to Compel . (Attachments: # <u>1</u> Exhibit A – FOIA Request to US Dept. of Justice, # <u>2</u> Certificate of Service)(Larsen, Christian)
06/15/2018		NOTICE of Hearing on <u>12</u> MOTION to Amend/Correct Complaint, <u>13</u> MOTION to Compel, <u>16</u> MOTION to Dismiss Party <i>Defendant Elizabeth M. Monfils</i> : Motion Hearing set for 6/28/2018 10:30 AM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Plaintiff to appear via video–conference from WCI. (cc: all counsel – via US Mail to Plaintiff)(kah)
06/22/2018	<u>20</u>	MOTION for Leave to File and Plaintiffs reply to expedited non–dispositive motion by Christopher L Jackson. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Certificate of Service)(cms) (Entered: 06/25/2018)
06/28/2018	<u>21</u>	Minute Order. Proceedings held before Magistrate Judge David E Jones: Motion Hearing held on 6/28/2018 re <u>12</u> MOTION to Amend/Correct Complaint, <u>13</u> MOTION to Compel, <u>16</u> MOTION to Dismiss Party <i>Defendant Elizabeth M. Monfils</i> , <u>20</u> MOTION for Leave to File. <u>12</u> Motion to Amend/Correct is DENIED; <u>13</u> Motion to Compel is DENIED; <u>16</u> Motion to Dismiss Party Elizabeth M Monfils is

		GRANTED. Jefferson Sessions is substituted in place of Ms. Monfils; <u>20</u> Motion for Leave to File is DENIED AS MOOT. Defendant requests one day extension of time to answer. Court GRANTS this request. Answer is now due 7/3/2018. Rule 16 Scheduling Conference set for 7/26/2018 11:00 AM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Rule 26 Discovery Plan due by 7/19/2018. Plaintiff to appear by video conference or telephonically for this hearing. (cc: copy mailed to Plaintiff) (Tape #10:32:01–10:53:01.) (kah) (Additional attachment(s) added on 6/28/2018: # <u>1</u> Judges Procedures and Case Management Guidance) (kah).
07/03/2018	<u>22</u>	ANSWER to Complaint by Federal Bureau of Investigation, Jefferson Beauregard Sessions, III. (Attachments: # <u>1</u> Certificate of Service)(Larsen, Christian)
07/05/2018	<u>23</u>	FILING FEE PAID IN FULL (bx)
07/12/2018	<u>24</u>	US Marshal 285 Forms re service of Summons and Complaint as to FBI – Milwaukee Field Office, Elizabeth M Monfils, US Attorney's Office, US Attorney General, Director, FBI. (kah) (Entered: 07/13/2018)
07/16/2018	<u>25</u>	REPLY re <u>22</u> Answer to Complaint filed by Christopher L Jackson. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Certificate of Service)(cms)
07/17/2018	<u>26</u>	Joint REPORT of Rule 26(f) Plan by Federal Bureau of Investigation, Jefferson Beauregard Sessions, III. (Attachments: # <u>1</u> Certificate of Service Joint Rule 26(f) Report)(Larsen, Christian)
07/26/2018	<u>27</u>	Minute Entry for proceedings held before Magistrate Judge David E Jones: Rule 16 Scheduling Conference held on 7/26/2018. Administrative record shall be submitted to the Court, for in camera review, not later than 9/7/2018. Dispositive Motions due by 10/1/2018. Status Conference set for 10/11/2018 10:00 AM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Plaintiff to appear via video–conference. (cc: via US Mail to Plaintiff) (Tape #11:03:23–11:15:49) (kah)
07/26/2018	<u>28</u>	SCHEDULING ORDER: signed by Magistrate Judge David E Jones on 7/26/18. (Attachments: # <u>1</u> Judges Procedures and Case Management Guidance) (cc: all counsel – via US Mail to Plaintiff)(kah) (Entered: 07/27/2018)
09/18/2018	<u>29</u>	REVISED SCHEDULING ORDER signed by Magistrate Judge David E Jones on 9/18/18. The defendants have, consistent with this Court's Case Management and Scheduling Guidance, requested an extension of time file dispositive motions. According to the defendants, the plaintiff does not oppose this request. It is therefore GRANTED. The Scheduling Order, ECF No. <u>28</u> , is revised as follows: Dispositive motions are now due by October 9, 2018 . NOTE: There is no document attached to this text–only order. (cc: all counsel, via mail to Plaintiff) (jh)
10/09/2018		NOTICE OF RESCHEDULED HEARING: Per counsel's request and with no objection from the Plaintiff, the Status Conference set for 10/11/2018 HAS BEEN RESCHEDULED TO 10/17/2018 02:30 PM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Plaintiff to appear via video conference. (cc: all counsel – via US Mail to Plaintiff)(kah)
10/09/2018	<u>30</u>	MOTION for Summary Judgment by Federal Bureau of Investigation, Jefferson Beauregard Sessions, III. (Attachments: # <u>1</u> Certificate of Service)(Larsen, Christian)
10/09/2018	<u>31</u>	BRIEF in Support filed by Federal Bureau of Investigation, Jefferson Beauregard Sessions, III re <u>30</u> MOTION for Summary Judgment . (Attachments: # <u>1</u> Exhibit 1 – Judgment of Conviction, # <u>2</u> Exhibit 2 – Administrative Record pertaining to FOIA request to DOJ, # <u>3</u> Supplement Arizechi v. IRS, et al.; 2008 WL 539058, # <u>4</u> Supplement Asian Law Caucus, et al. v. US Dept. of Homeland Security; 2008 WL 5047839, # <u>5</u> Supplement Sinito, v. US DOJ, et al.; 2000 WL 36691372)(Larsen, Christian)
10/09/2018	<u>32</u>	DECLARATION of David M. Hardy (Attachments: # <u>1</u> Exhibit A – FOIA Requests, # <u>2</u> Exhibit B – 01–24–2018 FBI Response, # <u>3</u> Exhibit C – 07–23–2018 FBI Response, # <u>4</u> Exhibit D – Index)(Larsen, Christian)

10/17/2018	<u>33</u>	Minute Entry for proceedings held before Magistrate Judge David E Jones: Status Conference held on 10/17/2018. Motion for Summary Judgment <u>30</u> has been filed. Plaintiff is advised he needs to respond no later than 11/7/2018. Due to law library limitations, on 11/7/2018 this deadline will be extended to 12/7/2018. (cc: via US Mail to Plaintiff)(Tape #2:50:16–2:59:52) (kah) (Entered: 10/18/2018)
11/14/2018	<u>34</u>	BRIEF in Opposition filed by Christopher L Jackson re <u>30</u> MOTION for Summary Judgment . (Attachments: # <u>1</u> Certificate of Service)(cms)
11/14/2018	<u>35</u>	STRICKEN PURSUANT TO <u>41</u> MINUTE ORDER. AFFIDAVIT of Christopher L. Jackson. (Attachments: # <u>1</u> Exhibits)(cms) (Additional attachment(s) added on 11/27/2018: # <u>2</u> Pages 1–14 of Exhibits, # <u>3</u> Pages 42–50 of Exhibits, # <u>4</u> Exhibits E2 to F2) (kah). Modified on 2/12/2019 (amb).
11/20/2018	<u>36</u>	MOTION to Restrict Document <i>CIVIL L.R. 7(h) EXPEDITED NON–DISPOSITIVE MOTION TO SEAL</i> by All Defendants. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service) This document and/or certain attachments are restricted to case participants and attorneys of record should use their efiling login and password to view this document (Larsen, Christian)
11/27/2018	<u>37</u>	TEXT ONLY ORDER signed by Magistrate Judge David E Jones on 11/27/18. Plaintiff's response to Defendants' Motion to Seal, ECF No. <u>36</u> , is due on or before 12/7/18 . NOTE: There is no document attached to this text–only order. (cc: all counsel, via mail to Plaintiff)(jh)
11/28/2018	<u>38</u>	REPLY BRIEF in Support filed by All Defendants re <u>30</u> MOTION for Summary Judgment . (Attachments: # <u>1</u> Certificate of Service)(Larsen, Christian)
11/29/2018	<u>39</u>	AMENDED DOCUMENT by All Defendants. <i>CERTIFICATE OF SERVICE</i> (Larsen, Christian)
12/05/2018	<u>40</u>	BRIEF in Opposition filed by Christopher L Jackson re <u>36</u> MOTION to Restrict Document <i>CIVIL L.R. 7(h) EXPEDITED NON–DISPOSITIVE MOTION TO SEAL</i> . (Attachments: # <u>1</u> Exhibits, # <u>2</u> Certificate of Service)(cms) (Entered: 12/06/2018)
12/21/2018		NOTICE of Hearing on <u>30</u> MOTION for Summary Judgment and <u>36</u> MOTION to Restrict Document <i>CIVIL L.R. 7(h) EXPEDITED NON–DISPOSITIVE MOTION TO SEAL</i> : Motion Hearing set for 2/12/2019 10:00 AM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Plaintiff to appear via video conference from WCI. (cc: all counsel – via US Mail to Plaintiff, IT Dept)(kah)
02/12/2019	<u>41</u>	Minute Order. Proceedings held before Magistrate Judge David E Jones: Motion Hearing held on 2/12/2019. Court DENIES AS MOOT <u>36</u> Motion to Seal Document and ORDERS Affidavit of Christopher Jackson (ECF no. 35) be STRICKEN from the record. Court will review documents requested by plaintiff and send them to defendant. Defendant is directed to review the documents and advise the Court by 03/01/2019 if these documents may be provided in a redacted form and if there is an ongoing investigation. Status Conference set for 3/22/2019 at 10:00 AM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Plaintiff to appear by video conference. (cc: via US Mail to plaintiff) (Tape #10:01:48 – 10:30:24.) (amb)
02/27/2019	<u>42</u>	LETTER from government <i>re hearing held on 2/12/2019</i> . (Attachments: # <u>1</u> Certificate of Service)(Larsen, Christian)
03/21/2019		NOTICE OF RESCHEDULED HEARING: The Status Conference set for 3/22/2019 has been RESET TO 4/1/2019 10:30 AM in Courtroom 254, 517 E. Wisconsin Ave., Milwaukee, WI 53202 before Magistrate Judge David E Jones. Plaintiff to appear via video conference. (cc: all counsel, IT Dept – via US Mail to Plaintiff)(kah)
04/01/2019	<u>43</u>	Minute Order. Status Conference held on 4/1/2019 before Magistrate Judge David E Jones: Court discusses <u>30</u> Motion for Summary Judgment and <u>42</u> Letter. Govt has shown material falls properly under 7(D) and is exempted from release. Defendant's <u>30</u> Motion for Summary Judgment is GRANTED and this case will be dismissed. (cc: copy mailed to Plaintiff) (Tape #10:33:55–10:45:56.) (kah)

04/02/2019	<u>44</u>	JUDGMENT signed by Deputy Clerk in favor of Federal Bureau of Investigation, Jefferson Beauregard Sessions, III against Christopher L Jackson approved by Magistrate Judge David E Jones on 4/2/19. (cc: all counsel – via US Mail to Plaintiff)(kah)
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